

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Walter M. Bain  
Serial Nunmber: 10/755,849  
Filed: January 12, 2004  
Group:  
Examiner:  
For: Automated Prescription Dispensing System and Method of Use  
Attorney Docket: 1311.APT.CI

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313,1450

I hereby certify that this correspondence is being deposited with the United States Postal Service via First Class Mail addressed to:  
Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313,1450 on Oct. 4, 2004

Signed: *Randall Bain*

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Dear Sir:

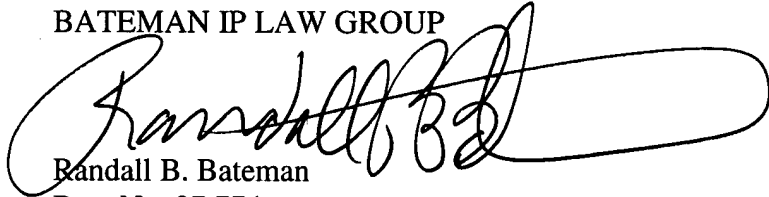
In response to the notice to file missing parts mailed on April 15, 2004 please accept the following. For convenience, Applicant has submitted a copy of the Assignment and Statement Claiming Small Entity Status. Applicant has submitted a new Declaration and Power of Attorney. Applicant has included a credit card authorization in the amount of \$1427.00 to cover the required fees. The credit card authorization includes \$687.00 to cover the small entity filing fee of \$385.00, the small entity late oath or declaration surcharge of \$65.00, and the small entity

additional claim fee of \$237.00. The credit card authorization also includes \$740.00 to cover the small entity four month extension of time for response.

The Commissioner is authorized to charge any amount owing or credit any overpayment to Deposit Account No. 50-2720. Should there be any questions regarding this response to notice to file missing parts, please contact Applicant's counsel, Randall B. Bateman, at (801) 533-0320 so that such matters may be quickly resolved.

Sincerely,

BATEMAN IP LAW GROUP

A large, stylized handwritten signature in black ink, appearing to read 'Randall B. Bateman', is written over the printed name and extends to the right.

Randall B. Bateman  
Reg. No. 37,774  
4 Triad Center, Suite 825  
P.O. Box 1319  
Salt Lake City, UT 84110

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RBB:bhp

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

1

Application Number

10/755,849

Filing Date

January 12, 2004

First Named Inventor

Walter M. Bain

Group Art Unit

Examiner Name

Attorney Docket No.

1311.APT.CI

### ENCLOSURES (check all that apply)

- ☒ Amendment / Response
  - ☐ After Final
  - ☐ Affidavits/declaration(s)
- ☐ Appeal Communication:
  - ☐ Appeal Notice
  - ☐ Appeal Brief
  - ☐ Reply Brief
- ☒ Assignment with Cover Sheet
- ☐ Certified Copy of Priority Document(s)
- ☐ Check in the amount of \$\_\_
- ☒ Credit card authorization in the amount of \$ 740.00 427.00
- ☒ Declaration & Power of Attorney
- ☐ Drawings \_\_ sheets
  - ☐ Formal
  - ☐ Informal

- ☐ Extension of Time Request  
\_\_\_\_ month
- ☐ Fee Calculation Table
- ☐ Information Disclosure Statement
  - ☐ Form 1449
  - ☐ Copies of IDS References
- ☐ Issue Fee Transmittal & Advance Order

- ☐ Maintenance Fee Transmittal  
\_\_\_\_ year
- ☒ Missing Parts Response
- ☐ Notification of Change of Attorney Address & Docket Number
- ☒ Return Postcard
- ☐ Revocation & Power of Attorney
- ☐ Status Inquiry
- ☐ Other:

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Attorney for Applicant

Randall B. Bateman, Registration No. 37,774  
4 Triad Center, Suite 825  
P. O. Box 1319  
Salt Lake City, Utah 84110  
(801) 533-0320 telephone; (801) 533-0323 facsimile

Signature

*Randall B. Bateman*

Date

10-4-04

### CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, on the date indicated below, in an envelope addresses to Mail Stop Amendment - No Fee, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Typed or Printed Name

Randall B. Bateman

Signature

*Randall B. Bateman*

Date

10-4-04

The PTO did not receive the following listed item(s) Assignment with Cover Sheet

IFW



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/755,849	01/12/2004	Walter M. Bain	1311.APT.PT

CONFIRMATION NO. 8439

27472

RANDALL B. BATEMAN  
 BATEMAN IP LAW GROUP  
 4 TRIAD CENTER, SUITE 825  
 PO BOX 1319  
 SALT LAKE CITY, UT 84110

## FORMALITIES LETTER



\*OC000000012361607\*

Date Mailed: 04/15/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/08/2004 HMEKONEN 00000069 502720 10755849

FILED UNDER 37 CFR 1.53(b)

02 FC:2051	65.00 OP
03 FC:2201	132.00 OP
04 FC:2202	108.00 OP
05 FC:2001	357.00 OP
38.00 DA	

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$474** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1374** for a Large Entity

- \$770** Statutory basic filing fee.
- \$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$474**

- \$258 for 3 independent claims over 3.
- \$216 for 12 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

DSH

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE